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ATTEST

***By Regina Hale at Feb 24, 2009***

FOR THE UNITED STATES  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

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***Feb 24, 2009***

FILED  
CLERK'S OFFICE

**UNITED STATES JUDICIAL PANEL  
on  
MULTIDISTRICT LITIGATION**

**IN RE: DIGITEK PRODUCTS LIABILITY LITIGATION**

Susan Tabor, et al. v. Actavis, Inc., et al., )  
E.D. Louisiana, C.A. No. 2:08-5051 )

MDL No. 1968

**ORDER LIFTING STAY OF CONDITIONAL TRANSFER ORDER  
AND VACATING THE MARCH 26, 2009, HEARING SESSION**

A conditional transfer order was filed in this action (*Tabor*) on January 15, 2009. Prior to expiration of that order's 15-day stay of transmittal, plaintiffs in *Tabor* filed notice of opposition to the proposed conditional transfer order. Plaintiffs subsequently failed to file the required motion and brief to vacate the conditional transfer order.

IT IS THEREFORE ORDERED that the stay of the Panel's conditional transfer order designated as "CTO-8" filed on January 15, 2009, is LIFTED insofar as it relates to this action. The action is transferred to the Southern District of West Virginia for inclusion in the coordinated or consolidated pretrial proceedings under 28 U.S.C. § 1407 being conducted by the Honorable Joseph R. Goodwin.

IT IS FURTHER ORDERED that the Hearing Session Order and the attached Schedule filed on February 20, 2009, are VACATED insofar as they relate to this matter.

FOR THE PANEL:



Jeffery N. Lüthi  
Clerk of the Panel